Index to Volume 22

1 is the Summer 1996 issue
2 is the Autumn 1996 issue
3 is the Winter 1996 issue
4 is the Spring 1997 issue

AUTHOR

Burns, James A., Jr., Discharging Employees Who Relocated To Accept Work (Review of the Literature), No. 4, 153-159

Burns, James A., Jr., Infertility and the ADA (Review of the Literature), No. 3, 157-162

Burns, James A., Jr., Protecting the Rights of Alleged Harassers (Review of the Literature), No. 1, 179-185

Burns, James A., Jr., Use and Abuse of Performance Appraisals (Review of the Literature), No. 2, 165-170

Connell, Dana S., The Plaintiff's Two-Sided Mouth: Defeating ADA Claims Based on Inconsistent Positions Taken by the Plaintiff on Other Claims, No. 1, 5-30

Dean, Rebecca, and Smith, Matthew, Fix It Now—Before Your Employees Fix It for You: How To Conduct a Wage and Hour Self-Audit, No. 2, 31-56

Delikat, Michael, Binding Arbitration of Employment Claims: The Shifting Landscape, No. 4, 25-47

Dennard, H. Lane, Jr., and Northrup, Herbert R., The Return of "Government by Injunction"? Public Policy and the Expansive Use of Section 10(j) of the NLRA, No. 1, 101-131

Fischer, Fredric H., The New Immigration Law, No. 4, 87-99

Greenman, Jane F., and Shultz, Paul T., Congress Advances on Health Care Reform: One Step at a Time, No. 3, 89-106

Greenman, Jane F., and Shultz, Paul T., Implementing the Pension Simplification and Health Portability Laws: Practical Problems and Solutions (Employee Benefits), No. 4, 119-145

Greenman, Jane F., and Shultz, Paul T., IRS Regulates FICA Tax on Deferred Compensation (Employee Benefits), No. 2, 139-156

Greenman, Jane F., and Shultz, Paul T., Supreme Court Muddies Employer versus Fiduciary Distinction in *Varity* (Employee Benefits), No. 1, 155-170

Herbert, Ian A., and Weiser, Carol A., Pension Simplification Highlights (Employee Benefits), No. 3, 137-147

Highberger, William F., Current Evidentiary Issues in Employment Litigation, No. 1, 31-56

Highberger, William F., The Impact of *Brown v. Pro Football* on the Future of Multiemployer Bargaining Patterns (Labor-Management Relations), No. 3, 137-147

Hoffman, Sharona, The After-Acquired Evidence Rule: The Best of All Possible Worlds?, No. 2, 79-94

Jenero, Kenneth A., and Kelly, Annice M., The Impact of *Lockheed*: More Flexibility for Employers in Pension Benefit Plans, No. 3, 25-37

Jenero, Kenneth A., and Mennel, Eric E., New Risks for Employers: Misclassified "Independent Contractors" May Be Entitled to Costly Employee Benefits, No. 4, 5-24

Jenero, Kenneth A., and Mennel, Eric E., Pitfalls and Opportunities: NLRA and Contractual Considerations When Purchasing a Unionized Company (Labor-Management Relations), No. 1, 141-154

Jenero, Kenneth A., and Spognardi, Mark A., Defending against the Corporate

CCC 0098-8898/97/2204161-05
© 1997 John Wiley & Sons, Inc.

Campaign: Selected Legal Responses to Common Union Tactics (Labor-Management Relations), No. 2, 119-138
Kandel, William L., The Evolution in Claims from "Discrimination" to "Retaliation" (Employment Litigation), No. 4, 101-117
Kandel, William L., and Loomis, Lloyd C., Fraud Claims and the Employment Relationship: The Unsettling Resurgence of a Tort (Employment Litigation), No. 2, 103-118
Kelly, Annice M., and Jenero, Kenneth A., The Impact of *Lockheed*: More Flexibility for Employers in Pension Benefit Plans, No. 3, 25-37
Kilberg, William J., *Auer v. Robbins:* An Opportunity To Rein in Lawless Discretion under the FLSA (From the Editor), No. 3, 1-4
Kilberg, William J., Employment Law and the 105th Congress (From the Editor), No. 4, 1-4
Kilberg, William J., *Hopwood v. Texas:* Further Thoughts on the Diversity Dilemma, No. 2, 1-4
Kilberg, William J., *Spink v. Lockheed Corp.*: Dangerous New Ground on Age Discrimination and the Scope of ERISA Fiduciary Duty (From the Editor), No. 1, 1-4
Kneisel, Edmund M., and Piar, Daniel F., The Impact of OWBPA's "List" Requirements on the Enforceability of ADEA Waivers, No. 2, 5-30
Little, Bruce H., and Trepanier, Craig W., Untangling the Intellectual Property Rights of Employers, Inventors, and Independent Contractors, No. 4, 49-77
Loomis, Lloyd C., and Kandel, William L., Fraud Claims and the Employment Relationship: The Unsettling Resurgence of a Tort (Employment Litigation), No. 2, 103-118
McDonald, James J., Jr., and Lees-Haley, Paul R., Personality Disorders in the Workplace: How They May Contribute to Claims of Employment Law Violations, No. 1, 57-81
Mennel, Eric E., and Jenero, Kenneth A., New Risks for Employers: Misclassified "Independent Contractors" May Be Entitled to Costly Employee Benefits, No. 4, 5-24
Mennel, Eric E., and Jenero, Kenneth A., Pitfalls and Opportunities: NLRA and Contractual Considerations When Purchasing a Unionized Company (Labor-Management Relations), No. 1, 141-154
Mesritz, George D., Hostile Environment Sexual Harassment Claims: When Once Is Enough, No. 4, 79-85
Mishkind, Charles S., Reverse Discrimination/Affirmative Action Litigation Update: Where Is It Going? (Employment Litigation), No. 3, 107-123
Mook, Jonathan R., and Powell, Erin E., Substance Abuse and the ADA: What Every Employer Should Know, No. 2, 57-78
Mook, Jonathan R., Personality Testing in Today's Workplace: Avoiding the Legal Pitfalls, No. 3, 65-88
Mueller, Kirstin Ames, Does the Federal Family and Medical Leave Act of 1993 Create a Hole in ERISA Preemption?, No. 3, 5-24
Northrup, Herbert R., and Dennard, H. Lane, Jr., The Return of "Government by Injunction"? Public Policy and the Expansive Use of Section 10(j) of the NLRA, No. 1, 101-131
Piar, Daniel F., and Kneisel, Edmund M., The Impact of OWBPA's "List" Requirements on the Enforceability of ADEA Waivers, No. 2, 5-30
Piskorski, Thomas J., *O'Connor v. Consolidated Coin Caterers Corp.*—Supreme Court Establishes New Prima Facie Burden for ADEA Plaintiff To Satisfy, No. 2, 95-101
Powell, Erin E., and Mook, Jonathan R., Substance Abuse and the ADA: What Every Employer Should Know, No. 2, 57-78
Sand, Robert H., How Much Is That Lawsuit Worth? (Safety and Health), No. 1, 171-177
Sand, Robert H., Recent Developments: OSHA Prosecutions and Asbestos Class Actions (Safety and Health), No. 3, 149-155

Schaner, Dean J., Have Gun, Will Carry: Concealed Handgun Laws, Workplace Violence, and Employer Liability, No. 1, 83-100

Shultz, Paul T., and Greenman, Jane F., Congress Advances on Health Care Reform: One Step at a Time, No. 3, 89-106

Shultz, Paul T., and Greenman, Jane F., Implementing the Pension Simplification and Health Portability Laws: Practical Problems and Solutions (Employee Benefits), No. 4, 119-145

Shultz, Paul T., and Greenman, Jane F., IRS Regulates FICA Tax on Deferred Compensation (Employee Benefits), No. 2, 139-156

Shultz, Paul T., and Greenman, Jane F., Supreme Court Muddies Employer versus Fiduciary Distinction in *Varity* (Employee Benefits), No. 1, 155-170

Simon, Howard A., *Scott v. PG&E:* California Recognizes a Cause of Action for "Wrongful Demotion" (Employment Litigation), No. 1, 133-140

Smith, Matthew, and Dean, Rebecca, Fix It Now—Before Your Employees Fix It for You: How To Conduct a Wage and Hour Self-Audit, No. 2, 31-56

Spognardi, Mark A., and Jenero, Kenneth A., Defending against the Corporate Campaign: Selected Legal Responses to Common Union Tactics (Labor-Management Relations), No. 2, 119-138

Trepanier, Craig W., and Little, Bruce H., Untangling the Intellectual Property Rights of Employers, Inventors, and Independent Contractors, No. 4, 49-77

Weiser, Carol A., and Herbert, Ian A., Pension Simplification Highlights (Employee Benefits), No. 3, 137-147

Yancey, William F., A Practical Guide to the World Wide Web for Employment Lawyers, No. 3, 39-63

Yohay, Stephen C., OSHA Ergonomics Enforcement—Where Does It Stand Now? (Safety and Health), No. 2, 157-163

Yohay, Stephen C., Recent Court Decisions on Important OSHA Enforcement Issues (Safety and Health), No. 4, 147-152

TITLE/SUBJECT

ADA CLAIMS, Defeating, Based on Inconsistent Positions Taken by the Plaintiff on Other Claims, The Plaintiff's Two-Sided Mouth:, Dana S. Connell, No. 1, 5-30

ADA, Infertility and the (Review of the Literature), James A. Burns, Jr., No. 3, 157-162

ADEA PLAINTIFF To Satisfy, *O'Connor v. Consolidated Coin Caterers Corp.*—Supreme Court Establishes New Prima Facie Burden for, Thomas J. Piskorski, No. 2, 95-101

ADEA WAIVERS, The Impact of OWBPA's "List" Requirements on the Enforceability of, Edmund M. Kneisel and Daniel F. Piar, No. 2, 5-30

AFTER-ACQUIRED EVIDENCE Rule, The: The Best of All Possible Worlds?, Sharona Hoffman, No. 2, 79-94

ASBESTOS CLASS ACTIONS, OSHA Prosecutions and, Recent Developments: (Safety and Health), Robert H. Sand, No. 3, 149-155

BINDING ARBITRATION of Employment Claims: The Shifting Landscape, Michael Delikat, No. 4, 25-47

CLAIMS, The Evolution in, from "Discrimination" to "Retaliation" (Employment Litigation), William L. Kandel, No. 4, 101-117

DEFERRED COMPENSATION, IRS Regulates FICA Tax on (Employee Benefits), Jane F. Greenman and Paul T. Shultz, No. 2, 139-156

DISCHARGING EMPLOYEES Who Relocated To Accept Work (Review of the Literature), James A. Burns, Jr., No. 4, 153-159

DIVERSITY Dilemma, *Hopwood v. Texas:* Further Thoughts on the, William J. Kilberg, No. 2, 1-4

EMPLOYER VERSUS FIDUCIARY Distinction, Supreme Court Muddies, in *Varity*, (Employee Benefits), Paul T. Shultz and Jane F. Greenman, No. 1, 155-170

EMPLOYMENT LAW and the 105th Congress (From the Editor), William J. Kilberg, No. 4, 1-4

ERISA Fiduciary Duty, *Spink v. Lockheed*

Corp.: Dangerous New Ground on Age Discrimination and the Scope of (From the Editor), William J. Kilberg, No. 1, 1-4

EVIDENTIARY ISSUES, Current, in Employment Litigation, William F. Highberger, No. 1, 31-56

FAMILY AND MEDICAL LEAVE ACT of 1993, Does the Federal, Create a Hole in ERISA Preemption?, Kirstin Ames Mueller, No. 3, 5-24

FLSA, An Opportunity To Rein in Lawless Discretion under the, *Auer v. Robbins:* (From the Editor), William J. Kilberg, No. 3, 1-4

FRAUD CLAIMS and the Employment Relationship: The Unsettling Resurgence of a Tort (Employment Litigation), William L. Kandel and Lloyd C. Loomis, No. 2, 103-118

HARASSERS, Protecting the Rights of Alleged (Review of the Literature), James A. Burns, Jr., No. 1, 179-185

HEALTH CARE REFORM, Congress Advances on: One Step at a Time, Paul T. Shultz and Jane F. Greenman, No. 3, 89-106

HEALTH PORTABILITY, Implementing the Pension Simplification and, Laws,: Practical Problems and Solutions, Paul T. Shultz and Jane F. Greenman (Employee Benefits), No. 4, 119-145

IMMIGRATION Law, The New, Fredric H. Fischer, No. 4, 87-99

"INDEPENDENT CONTRACTORS," Misclassified, May Be Entitled to Costly Employee Benefits, New Risks for Employers:, Kenneth A. Jenero and Eric E. Mennel, No. 4, 5-24

INTELLECTUAL PROPERTY Rights of Employers, Inventors, and Independent Contractors, Untangling the, Bruce H. Little and Craig W. Trepanier, No. 4, 49-77

LAWSUIT, How Much Is That, Worth? (Safety and Health), Robert H. Sand, No. 1, 171-177

MULTIEMPLOYER BARGAINING Patterns, The Impact of *Brown v. Pro Football* on the Future of (Labor-Management Relations), William F. Highberger, No. 3, 137-147

OSHA ERGONOMICS ENFORCEMENT—Where Does It Stand Now? (Safety and Health), Stephen C. Yohay, No. 2, 157-163

OSHA ENFORCEMENT Issues, Recent Court Decisions on Important (Safety and Health), Stephen C. Yohay, No. 4, 147-152

OSHA PROSECUTIONS and Asbestos Class Actions, Recent Developments: (Safety and Health), Robert H. Sand, No. 3, 149-155

PENSION BENEFIT PLANS, The Impact of *Lockheed*: More Flexibility for Employers in, Kenneth A. Jenero and Annice M. Kelly, No. 3, 25-37

PENSION SIMPLIFICATION and Health Portability Laws, Implementing the: Practical Problems and Solutions, Paul T. Shultz and Jane F. Greenman (Employee Benefits), No. 4, 119-145

PENSION SIMPLIFICATION Highlights (Employee Benefits), Carol A. Weiser and Ian A. Herbert, No. 3, 137-147

PERFORMANCE APPRAISALS, Use and Abuse of (Review of the Literature), James A. Burns, Jr., No. 2, 165-170

PERSONALITY DISORDERS in the Workplace: How They May Contribute to Claims of Employment Law Violations, James J. McDonald, Jr., and Paul R. Lees-Haley, No. 1, 57-81

PERSONALITY TESTING in Today's Workplace: Avoiding the Legal Pitfalls, Jonathan R. Mook, No. 3, 65-88

PURCHASING A UNIONIZED COMPANY, NLRA and Contractual Considerations When, Pitfalls and Opportunities: (Labor-Management Relations), Kenneth A. Jenero and Eric E. Mennel, No. 1, 141-154

REVERSE DISCRIMINATION/Affirmative Action Litigation Update: Where Is It Going? (Employment Litigation), Charles S. Mishkind, No. 3, 107-123

SECTION 10(J) of the NLRA, Public Policy and the Expansive Use of, The Return of "Government by Injunction"? Herbert R. Northrup and H. Lane Dennard, Jr., No. 1, 101-131

SEXUAL HARASSMENT Claims, Hostile

Environment: When Once Is Enough, George D. Mesritz, No. 4, 79-85
SUBSTANCE ABUSE and the ADA: What Every Employer Should Know, Jonathan R. Mook and Erin E. Powell, No. 2, 57-78
UNION TACTICS, Defending against the Corporate Campaign: Selected Legal Responses to Common (Labor-Management Relations), Kenneth A. Jenero and Mark A. Spognardi, No. 2, 119-138
WAGE AND HOUR SELF-AUDIT, How To Conduct a, Fix It Now—Before Your Employees Fix It for You:, Rebecca Dean and Matthew Smith, No. 2, 31-56
WORKPLACE VIOLENCE, Concealed Handgun Laws, and Employer Liability, Have Gun, Will Carry:, Dean J. Schaner, No. 1, 83-100
WORLD WIDE WEB, A Practical Guide to the, for Employment Lawyers, William F. Yancey, No. 3, 39-63
"WRONGFUL DEMOTION," *Scott v. PG&E:* California Recognizes a Cause of Action for (Employment Litigation), Howard A. Simon, No. 1, 133-140